

1 RENE L. VALLADARES  
Federal Public Defender  
2 State Bar No. 11479  
JOY CHEN  
3 Assistant Federal Public Defender  
411 E. Bonneville, Ste. 250  
4 Las Vegas, Nevada 89101  
(702) 388-6577/Phone  
5 (702) 388-6261/Fax  
Joy\_Chen@fd.org

6 Attorney for Kirk Ormand Davis  
7

8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11

12 Plaintiff,

13 v.

14 KIRK ORMAND DAVIS,  
15

Defendant.

Case No. 2:13-cr-00055-GMN-VCF

**STIPULATION TO VACATE**  
**STATUS CONFERENCE**  
(First Request)

16  
17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,  
18 United States Attorney, and Daniel J. Cowhig, Assistant United States Attorney, counsel for  
19 the United States of America, and Rene L. Valladares, Federal Public Defender, and Joy Chen,  
20 Assistant Federal Public Defender, counsel for Kirk Ormand Davis, that the Status Conference  
21 currently scheduled on March 27, 2024, be vacated.

22 This Stipulation is entered into for the following reasons:

23 1. On January 30, 2024, this Court entered a finding of incompetency as to the  
24 defendant, and ordered that he be committed to the custody of the Attorney General for  
25 treatment and return to competency. ECF No. 147. The Court set a first status conference for  
26 February 27, 2024, which was later continued to March 27, 2024, to track the progress of the  
defendant. ECF Nos. 147, 151.

1           2.       Undersigned counsel have been informed by the Bureau of Prisons (BOP) that  
2 Mr. Davis has been designated to a medical facility to begin the restoration process. However,  
3 given the current backlog in the availability of mental health competency restoration beds, Mr.  
4 Davis is not set to arrive to the medical facility until May 20, 2024. He remains housed at the  
5 Nevada Southern Detention Center (NSDC). The Bureau of Prisons does not have a report as  
6 to Mr. Davis' mental health status at this time.

7           3.       Given the BOP's update on Mr. Davis' status, as set forth above, the parties  
8 respectfully request that the first status conference scheduled for March 27, 2024 be vacated at  
9 this time.

10           This is the first request to vacate the status conference.

11           DATED this 26th day of March, 2024.

12  
13       RENE L. VALLADARES  
14       Federal Public Defender

13       JASON M. FRIERSON  
14       United States Attorney

15       By /s/ Joy Chen

16       JOY CHEN  
17       Assistant Federal Public Defender

15       By /s/ Daniel J. Cowhig

16       DANIEL J. COWHIG  
17       Assistant United States Attorney

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 KIRK ORMAND DAVIS,

7 Defendant.  
8

Case No. 2:13-cr-00055-GMN-VCF

**ORDER**

9  
10 IT IS THEREFORE ORDERED that the status conference currently scheduled for  
11 Wednesday, March 27, 2024 at 10:00 a.m., be vacated.

12 DATED this 27 day of March, 2024.

13  
14   
15 UNITED STATES DISTRICT JUDGE  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26